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8 Attorneys for Plaintiff

10
11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14
15 UNITED STATES OF AMERICA,) CR No. 07-668 PJH
16 Plaintiff,) STIPULATION AND [PROPOSED] ORDER
17 v.) EXCLUDING TIME
18 MELVIN PARKER,)
19 Defendant.)
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21 On December 19, 2007, the parties in this case appeared before the Court and stipulated
22 that time should be excluded from the Speedy Trial Act calculations from December 19, 2007
23 through January 16, 2008. The parties represented that granting the continuance was

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1 necessary for effective preparation and continuity of counsel, taking into account the exercise of
2 due diligence. See 18 U.S.C. § 3161(h)(8)(B)(iv).

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4 SO STIPULATED:

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6 JOSEPH P. RUSSONIELLO
7 United States Attorney

8 DATED: January 16, 2008

9 _____
10 /s/ Denise Barton
11 DENISE MARIE BARTON
12 Assistant United States Attorney

13 DATED: January 16, 2008

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15 /s/
16 STEVEN G. KALAR
17 Attorney for MELVIN PARKER

18 As the Court found on December 19, 2007, and for the reasons stated above, the Court
19 finds that the ends of justice served by the continuance outweigh the best interests of the public
20 and the defendant in a speedy trial and that time should be excluded from the Speedy Trial Act
21 calculations from December 19, 2007 through January 16, 2008 for effective preparation and
22 continuity of counsel. See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested
23 continuance would deny counsel reasonable time necessary for effective preparation and
24 continuity of counsel, taking into account the exercise of due diligence, and would result in a
25 miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

26 SO ORDERED.

27 DATED: January 22, 2008

